GOVERNMENT OF INDIA
HOME AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:350
ANSWERED ON:21.02.2006
PUNISHMENT TO MEN IN UNIFORM
Gandhi Smt. Maneka

Will the Minister of HOME AFFAIRS be pleased to state:

(a) whether the Government is contemplating any legal formulations to stringently punish men in uniform sexually attacking women; and

(b) if so, the details thereof?

Answer

MINISTER OF STATE IN THE MINISTRY OF HOME AFFAIRS (SHRI S. REGUPATHY)

(a) & (b) : Section 376(2) IPC, inter alia, provides stringent punishment to police officials who commit rape. The punishment is rigorous imprisonment for a term which shall not be less than ten years but which may be for life and the accused shall also be liable to fine. The Code of Criminal Procedure (Amendment) Act, 2005 amended section 176 Cr. P.C. to provide, among other things, that in case of an allegation of rape while in the custody of the police or in any other custody authorized by the Magistrate or the Court, there shall be a mandatory judicial inquiry, in addition to the inquiry or investigation held by the police.